



## BENJAMIN GOULD

### CONTACT INFO

1201 Third Avenue, Suite 3400  
Seattle, WA 98101  
(206) 623-1900  
bgould@kellerrohrback.com

### PRACTICE EMPHASIS

- Appeals
- Class Actions
- Constitutional Law
- Data Privacy Litigation
- Employee Benefits and Retirement Security
- Fiduciary Breach
- Institutional Investors

### EDUCATION

#### Yale University

B.A., *summa cum laude*, 2002,  
English, Phi Beta Kappa

#### Yale Law School

J.D., 2006, Editor, *Yale Law Journal*,  
Editor-in-Chief, *Yale Journal of Law  
and the Humanities*

**Benjamin Gould makes the law work for his clients.** Ben, a Seattle native, practices in Keller Rohrbach's nationally recognized Complex Litigation Group. His ability to clearly and efficiently communicate factual and legal issues to his clients and courts allows him to adeptly serve the interest of clients who have been harmed by others' misconduct.

Ben has extensive experience in appellate litigation and has active appeals pending in state and federal courts throughout the nation. He has secured successful results for his clients before the U.S. Courts of Appeals for the Second, Eighth, and Ninth Circuits and numerous state appellate courts. Ben also maintains an active practice outside the appellate arena. He has represented clients in cases involving pensions, securities, and consumer-protection law, among other subjects.

Before joining the firm, Ben worked as a Legal Fellow of the ACLU Drug Law Reform Project, litigating cases related to drug policy and civil rights. He also served as a clerk to two federal appellate judges: the Honorable Betty Binns Fletcher of the U.S. Court of Appeals for the Ninth Circuit and the Honorable Diana E. Murphy of the U.S. Court of Appeals for the Eighth Circuit.

Outside of work, Ben enjoys spending time with his wife, daughters, and extended family.

### BAR & COURT ADMISSIONS

2007, California  
2010, District of Columbia  
2010, U.S. Court of Appeals for the Ninth Circuit  
2011, Washington  
2011, U.S. District Court for the Western District of Washington  
2012, U.S. District Court for the Eastern District of Washington  
2012, U.S. Court of Appeals for the Third Circuit  
2013, U.S. Court of Appeals for the Second Circuit  
2013, U.S. Court of Appeals for the Sixth Circuit  
2013, U.S. Court of Appeals for the Eighth Circuit  
2013, U.S. Court of Appeals for the Eleventh Circuit  
2014, U.S. Court of Appeals for the First Circuit  
2015, U.S. Supreme Court  
2018, U.S. District Court for the Northern District of California

## PROFESSIONAL & CIVIC INVOLVEMENT

King County Bar Association, *Member*; Appellate Law Section

Washington State Bar Association, *Member*

Washington State Association for Justice, *Member*

## HONORS & AWARDS

The Best Lawyers in America®, Appellate Practice, Seattle, Washington, 2025 (Recognized since 2024)

Selected to Super Lawyers list in *Super Lawyers - Washington*, 2020-2024

Selected to Rising Stars lists in *Super Lawyers - Washington*, 2013-2019

## PUBLICATIONS & PRESENTATIONS

Author, *Alphabet Soup: Exploring Washington's Unique "ABC Rule" on Attorney Fees From Collateral Litigation*, Washington State Bar News (Feb. 9, 2023).

Author, *On the Lawfulness of Awards to Class Representatives*, Cardozo Law Review de novo (2023).

Author, *An Update on COVID-19 Coverage Litigation in Washington*, Washington State Association for Justice: Trial News (Nov. 2022)

Author, *Washington's Flawed ABC Rule*, 58 Willamette L. Rev. 251 (2022).

Author, *Inoculation Altercation: What Critics Misunderstand About the Washington Supreme Court Vaccination Order*, Washington State Bar News (Oct. 21, 2021).

Author, *Subject-Matter Jurisdiction in the Washington Supreme Court: Unsettling the Settled*, NWSidebar (November 2020).

Author, *Vaccine Law: An Overview of Current Law and a Look at the Future*, NWLawyer (November 2019).

Author, *Radical Jurisprudence*, 93 Wash. L. Rev. Online 49 (2018).

Speaker, *Rule 23(f) and Class Action Appeals*, American Bar Association 19th Annual National Institute on Class Actions, New Orleans, LA (2015).

Author, *A Review of Antonin Scalia and Bryan A. Garner*, Reading Law (2012), in Trial News (March 2014).

Co-author with Derek W. Loeser, Erin M. Riley, *2010 ERISA Employer Stock Cases: The Good, the Bad, and the In Between-Plaintiffs' Perspective*, Pensions & Benefits Daily, Bureau of National Affairs, Inc. (Jan. 28, 2011).

Co-author with Derek W. Loeser, *Point/Counterpoint: Is Rule 23(b)(1) Still Applicable to ERISA Class Actions?*, ERISA Compliance and Enforcement Library of the Bureau of National Affairs, Inc. (May 1, 2009).

Co-author with Derek W. Loeser, *The Continuing Applicability of Rule 23(b)(1) to ERISA Actions for Breach of Fiduciary Duty*, Pension & Benefits Reporter, Bureau of National Affairs, Inc. (Sept. 1, 2009).